



**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: **Rainer OSCHMANN et al.**  
Serial No.: 09/720,940 Confirmation No.: 8398  
Filed: January 2, 2001  
For: WATER-SOLUBLE NATIVE DRY PLANT EXTRACT,  
IN PARTICULAR GINKGO BILOBA EXTRACT WITH  
A HIGH CONTENT OF TERPENOIDS AND FLAVONE  
GLYCOSIDE CONTENT  
Art Unit: 1616  
Examiner: Sabiha Naim QAZI

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 18, 2004

Sir:

In response to the Restriction Requirement dated May 18, 2004, applicants hereby elect Group I, Claims 11 to 18.

No fees are believed due. If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Reconsideration and allowance of the present application is respectfully requested.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By William C. Gehris  
William C. Gehris, Reg. No. 38,156

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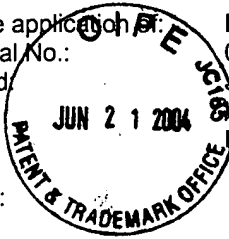
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

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For: **WATER-SOLUBLE NATIVE DRY PLANT EXTRACT, IN PARTICULAR GINKGO BILOBA EXTRACT WITH A HIGH CONTENT OF TERPENOIDS AND FLAVONE GLYCOSIDE CONTENT**

Sir:



Transmitted herewith is a **Response to Restriction Requirement** (1 page) in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)	(Col. 2)	PRESENT	SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY						
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus 20	=	0	x \$ 91	\$		x \$ 181	\$
INDEP. CLAIMS	* Minus 3	=	0	x \$ 431	\$		x \$ 861	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$145	\$		+ \$290	\$
TOTAL: \$						OR	TOTAL: \$	

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Also transmitted herewith are:  
☐ Petition for extension under 37 C.F.R. 1.136  
☐ Other:  
☐ Check(s) in the amount of \$0.00 is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☐ Other:  
☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.  
☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on June 18, 2004.  
 DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
 Oliver Platz